

AMENDED TRIAL EXHIBIT FORM

EXHIBITS OF DEFENDANT (Indicate plaintiff or defendant)			PROMEGA CORPORATION, <u>et al.</u> v. LIFE TECHNOLOGIES CORPORATION		Case No. <u>10-CV-281</u>
Date	Identification		Description	Offers, Objections, Rulings, Exceptions	
	No.	Witness			
Defendants Expect to Offer the Following Exhibits					
2/8	2001	Dimond	2006 Cross License Agreement Promega/Applera Corporation	O - NO - R	
2/13	2002		2006 Settlement Agreement Promega/Applera Corporation	O - NO - R	
2/8	2003	Dimond	2006 Patent License Agreement Promega/Applera Corporation	O - NO - R	
2/13	2004		June 19, 1996 License Agreement Promega and Research Genetics, Inc., Amendment I	O - O - NR	
Exhibits Defendants May Offer If the Need Arises					
	2010		December 8, 2011 Deposition of Randall Dimond ("Dimond Depo."), Ex. 1		
	2011		PowerPlex 21 Technical Manual		
	2012		PowerPlex 18D Technical Manual		
	2013		PowerPlex 16 BIO Technical Manual		
	2014		PowerPlex 16HS Technical Manual		
	2015		PowerPlex 16 Technical Manual		
	2016		PowerPlex ESX 16 Technical Manual		
	2017		PowerPlex ESX 17 Technical Manual		
	2018		PowerPlex ESI 16 Technical Manual		

	2019		PowerPlex ESI 17 Technical Manual	
	2020		PowerPlex ES Technical Manual	
	2021		PowerPlex Y Technical Manual	
	2022		PowerPlex S5 Technical Manual	
	2023		PowerPlex CS7 Technical Manual	
	2024		PowerPlex CTTV Technical Manual	
	2026		StemElite Technical Manual	
	2027		CellID Kit Technical Manual	
	2028		GoTaq Hot Start Polymerase product insert	
	2029		Dimond Depo. Exh. 3 PM129128-29 (emails re "bone marrow transplant monitoring in Italy" dated March 2001)	
	2030		Dimond Depo. Exh. 4 PM122438-41 (emails re "PowerPlex 16 in bone marrow transplantation") dated November 2000	
	2031		Dimond Depo. Exh. 8 (PM114312-16) (fax from Luis Silva dated August 3, 1999)	
	2032		Dimond Depo. Exh. 12 PM196438-41 (report entitled "Sales and Marketing Strategy for Beta Test Systems" dated June 1998)	
	2033		Dimond Depo. Exh. 13 (PM030961-68) (meeting minutes from the Genetic Identity Core Team Meeting on January 20, 1998)	
	2034		Dimond Depo. Exh. 14 PM319525-27 (emails re "Engraftment Kits" dated July 2001)	

	2035		Dimond Depo. Exh. 15 (PM273778-86) (document entitled "U.S. Sales and Marketing Strategy of Genetic Identity 1999")	
	2036		Dimond Depo. Exh. 16 (PM068982-88) (document entitled "Marketing Strategy for Genetic Identity")	
	2037		Dimond Depo. Exh. 19 (Reference Manual, Internal Validation of STR Systems)	
	2038		Dimond Depo. Exh. 22 (PRO058382) (slide deck entitled "Genetic Identity Strategy, An R&D Perspective" dated January 2009)	
	2039		Dimond Depo., Exh. 23 (PRO066170) (slide deck entitled "Competitor Update: Applied Biosystems/Invitrogen") (undated)	
	2040		Promega/J&J license	
	2041		Promega/USB license	
	2042		Promega/Stratagene license	
	2043		AmpFISTR Kit Product Portfolio	
	2044		Identifiler label license	
	2045		Identifiler Plus label license	
	2046		Identifiler Direct label license	
	2047		MiniFiler label license	
	2048		NGM label license	
	2049		NGM Select label license	
	2050		Profiler label license	
	2051		Profiler Plus label license	
	2052		Profiler Plus ID label license	
	2053		Cofiler label license	
	2054		SGM Plus label license	
	2055		SEfiler Plus label license	

	2056		Yfiler label license	
	2057		PM117410 (email re "New reprints a coming" dated January 2001)	
	2059		PM129133-34 (emails re "bone marrow transplant monitoring in Italy" dated March 2001)	
	2062		PM122433-37 (emails re "PowerPlex 16 in bone marrow transplantation" dated November 2000)	
	2063		PM250442-44 (emails re "documentation required for registration of products" dated April 2000)	
	2064		PM184789-93 (Trip Report of Jim Schumm dated October 1997)	
	2065		Dimond Depo. Exh. 2 (PM073646) (emails re "Sale of Research STR Products – Response from Gary Gamerman" dated September 1997)	
	2066		PM127987-88 (emails re "Quest Visit Report" dated December 2000)	
	2067		PM091069-71 (Genetic Identity Business Plan: Outline dated January 1995)	
	2068		PM058085-86 (email re "Baylor Visit" dated April 1996)	
	2071		PM199991-92 (document entitled "Genetic Identity") (undated)	
	2072		PM118219 (emails re "PP16 on ABI3700" dated July 2000)	
	2073		PM178437-39 (emails re "Genetic Identity Sales & Marketing in Europe 1998" dated December 1997)	
	2075		PM138005-07 (emails re "bone marrow transplant monitoring in Italy") dated March 2001	

	2076		PM129329-32 (emails re "STR Market" dated February 2001)	
	2078		PM072178-80 (emails re "GI Business Unit update" dated March 1999)	
	2079		PM204134-39 (report entitled "The GI Marketing Research in the German and Austrian Market Place Interim Result" dated July 2001)	
2/8	2081	Diamond	PRO072392 (Genetic Identity: Global Strategic Plan, 4th ed.)	
	2083		PM129915-16 (emails re "Max Planck 'Tautz' Patent Issues if US" dated June 1998)	
	2084		PM280579-81 (interoffice memo dated July 2001)	
	2085		PM289246 (letter re offer of license dated July 25, 2001)	
	2086		PM289245 (letter re offer of license dated July 25, 2001)	
	2087		PRO073862 (Promega poster entitled "Cell Line Authentication and Contamination Detection") (undated)	
	2088		PRO073975-76 (emails re "STR Help please" dated November 2011)	
	2089		PRO074145-49 (Pathology Research, a publication of the Cleveland Clinic dated Fall 2006)	
	2090		PRO074150 (website printout from Barnes Jewish Hospital)	
	2091		PRO074153-55 (website printout from Biosynthesis)	
	2092		PRO074191-94 (website printout from the Core Fragment Analysis Facility at Johns Hopkins University)	
	2095		PRO074290-91 (website printout from University of Arizona)	

	2096		Promega Initial Disclosures (dated September 30, 2010) (Dkt. #81)	
	2097		Batham <i>et al.</i> (2007)	
	2098		Bayes-Genis (2004)	
	2099		Benedetti <i>et al.</i> (2007)	
	2100		Bifulco <i>et al.</i> (2008)	
	2101		Borrill <i>et al.</i> (2008)	
	2102		Brix <i>et al.</i> (2009)	
	2103		Cankovic <i>et al.</i> (2006)	
	2104		Capellari <i>et al.</i> (2008)	
	2105		Carvalho <i>et al.</i> (2010)	
	2106		Chabrier <i>et al.</i> (2008)	
	2107		Chen <i>et al.</i> (2008)	
	2108		Chinen <i>et al.</i> (2007)	
	2109		Collaco <i>et al.</i> (2008)	
	2110		Cordovado <i>et al.</i> (2008)	
	2111		Davies <i>et al.</i> (2009)	
	2112		De Gregori <i>et al.</i> (2007)	
	2113		Demers <i>et al.</i>	
	2114		Dodero <i>et al.</i> (2009)	
	2115		Dong <i>et al.</i> (2008)	
	2116		Dumic <i>et al.</i> (2008)	
	2117		Epp <i>et al.</i> (2007)	
	2118		Erdogan <i>et al.</i> (2008)	
	2119		Faulkner <i>et al.</i>	
	2120		Gandjibakhch <i>et al.</i> (2009)	
	2121		Gonzalez <i>et al.</i> (2009)	
	2122		Hafez <i>et al.</i> (2007)	
	2123		Hasselbalch <i>et al.</i> (2008)	
	2124		Heaphy <i>et al.</i> (2007)	
	2125		Hire <i>et al.</i> (Genzyme)	
	2126		Horwitz <i>et al.</i> (2001)	
	2127		Hsu <i>et al.</i> (2008)	
	2128		Huijsmans <i>et al.</i> (2007)	
	2129		Jobling <i>et al.</i> (2007)	

2130	Imanishi <i>et al.</i> (2007)
2132	Jorge & Hui (2008)
2133	Kaplan <i>et al.</i> (2007)
2134	Khan <i>et al.</i> (2007)
2135	Khan <i>et al.</i> , Blood, 112 Abstract 2140 (2008)
2136	Khan <i>et al.</i> , Blood, 112 Abstract 387 (2008)
2137	Khatti <i>et al.</i> (2009)
2138	Norris-Kirby <i>et al.</i> (2009)
2139	Norris-Kirby <i>et al.</i> (2010)
2140	Kooper <i>et al.</i> (2009)
2141	Kormoczi <i>et al.</i> (2007)
2142	Liang <i>et al.</i> (2008)
2143	Liang <i>et al.</i> (2007)
2144	Lipata <i>et al.</i> (2010)
2145	Lyon <i>et al.</i> (2010)
2146	MacGregor (2009)
2147	Mantha <i>et al.</i> (2009)
2148	Marchington <i>et al.</i> (2010)
2149	Marrone <i>et al.</i> (2007)
2150	McRae <i>et al.</i> (2007)
2151	Miller <i>et al.</i> (2010)
2152	Mizokami <i>et al.</i> (2009)
2153	Moscardo <i>et al.</i> (2009)
2154	Munch <i>et al.</i> (2007)
2155	Murphy <i>et al.</i> (2009)
2156	Murphy <i>et al.</i> (2007)
2157	Norbury <i>et al.</i> (2007)
2158	Ouldim <i>et al.</i> (2009)
2159	Riant <i>et al.</i> (2008)
2160	Rich <i>et al.</i> (2007)
2161	Rives <i>et al.</i> (2007)
2162	Rodriguez-Arnedo <i>et al.</i> (2010)
2163	Rosenblum-Vos <i>et al.</i>
2164	Rudd <i>et al.</i> (2009)

	2165		Salazar-Gonzalez <i>et al.</i> (2008)	
	2166		Sanchez-Hernandez <i>et al.</i> (2006)	
	2167		Serafini <i>et al.</i> (2009)	
	2168		Shelbourne <i>et al.</i> (2007)	
	2169		Sirko-Osadsa <i>et al.</i>	
	2170		Speckmann <i>et al.</i> (2008)	
	2171		Sprague <i>et al.</i> (2007)	
	2172		Sung <i>et al.</i> (2009)	
	2173		Suryavathi <i>et al.</i> (2008)	
	2174		Taarnhoj <i>et al.</i> (2008)	
	2175		Thyagarajan <i>et al.</i> (2009)	
	2176		Vanscoy <i>et al.</i> (2007)	
	2177		Talwar <i>et al.</i> (2007)	
	2178		Uzel <i>et al.</i> (2008)	
	2179		Victor <i>et al.</i> (2009)	
	2180		Wagner <i>et al.</i> (2008)	
	2181		Williams <i>et al.</i> (2009)	
	2182		Wilson <i>et al.</i> (2008)	
	2183		Wise <i>et al.</i> (2007)	
	2184		Yap <i>et al.</i> (2010)	
	2185		Zhang <i>et al.</i> (2009)	
	2186		Zhao <i>et al.</i> (2008)	
	2187		Albanese <i>et al.</i> (2010)	
	2188		Balaresque <i>et al.</i> (2008)	
	2189		Balamurugan <i>et al.</i> (2010)	
	2190		Burger <i>et al.</i> (2006)	
	2191		Chen <i>et al.</i> (2010)	
	2192		Cochrane <i>et al.</i> (2009)	
	2193		Cole <i>et al.</i> (2008)	
	2194		Dennison <i>et al.</i> (2010)	
	2195		Folberg <i>et al.</i> (2008)	
	2196		Haak <i>et al.</i> (2008)	
	2197		Holbeck <i>et al.</i> (2010)	
	2198		Kang <i>et al.</i> (2007)	

2199	Karlinsey & Landers (2008)
2200	Ku <i>et al.</i> (2010)
2201	Leeman-Neill <i>et al.</i> (2010)
2202	Lorenzi <i>et al.</i> (2009)
2203	Marino <i>et al.</i> (2010)
2204	Mitchell <i>et al.</i> (2010)
2205	Morrow <i>et al.</i> (2010)
2206	Pourmand <i>et al.</i> (2007)
2207	Schweppe <i>et al.</i> (2008)
2208	Shaw <i>et al.</i> (2009)
2209	Stanciu <i>et al.</i> (2010)
2210	Theves <i>et al.</i> (2010)
2211	Tirado <i>et al.</i> (2009)
2212	Torsvik <i>et al.</i> (2010)
2213	Uum van <i>et al.</i> (2010)
2214	van Staveren <i>et al.</i> (2007)
2215	Vermeulen <i>et al.</i> (2009)
2216	Wolanska-Nowak <i>et al.</i> (2009)
2217	Zuo <i>et al.</i> (2010)
2218	Kristt <i>et al.</i> (2007)
2219	Senitzer & Giadulis (2001)
2220	Fisher & Mas (2009)
2221	Iadevaia <i>et al.</i> (2010)
2222	Cardoso <i>et al.</i>
2223	Moore <i>et al.</i> (2010)
2224	Cabral <i>et al.</i> (2007)
2226	Au <i>et al.</i> (2003)
2228	Jillella <i>et al.</i> (2007)
2229	Lau <i>et al.</i> (2004)
2230	Liew <i>et al.</i> (2007)
2231	Mazzucchelli <i>et al.</i> (2007)
2232	Oh <i>et al.</i> (2005)
2233	Odriozola <i>et al.</i> (2011)
2234	Posthuma <i>et al.</i> (2004)
2235	Reid <i>et al.</i> (2004)

2236	Sahoo <i>et al.</i> (2006)
2237	Seywerd <i>et al.</i> (2009)
2238	Shalev <i>et al.</i> (2006)
2239	Siwicki <i>et al.</i> (2007)
2240	Souter <i>et al.</i> (2006)
2241	Van den Veyver <i>et al.</i> (2008)
2242	Wattanasirichaigoon <i>et al.</i> (2008)
2243	Westen & Sijen (2009)
2244	Wu <i>et al.</i> (2005)
2245	Dauber <i>et al.</i> (2003)
2246	Shichman <i>et al.</i> (2002)
2248	Solomon <i>et al.</i> (2005)
2249	Masters <i>et al.</i> (2001)
2250	Parson <i>et al.</i> (2005)
2251	Dunham <i>et al.</i> (2008)
2252	Silvia <i>et al.</i> (2006)
2253	Demonstrative Exhibits to Be Determined
2255	Berg & Murphy (2003)
2256	Masters <i>et al.</i> (2010)
2257	Barallon <i>et al.</i> (2010)
2258	Fang <i>et al.</i> (2011)
2259	Thiede <i>et al.</i> (2003)
2261	Nuckols <i>et al.</i> (2000)
2262	Mossallam <i>et al.</i> (2005)
2263	Arachchillage <i>et al.</i> (2010)
2265	Willasch <i>et al.</i> (2010)
2266	Doney <i>et al.</i> (2008)
2267	Lim <i>et al.</i> (2007)
	Defendants reserve the right to use any Exhibit identified on Promega's Exhibit List

2/10 2268

2/10 2269

Proffus

Proffus